

Atty Docket No. 021154-000810US

PTO FAX NO.: 1-571-273-8300

ATTENTION: Examiner Behzad James Peikari

Group Art Unit: 2189

OFFICIAL COMMUNICATION
FOR THE ATTENTION OF
EXAMINER BEHZAD JAMES PEIKARI

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APR 24 2006

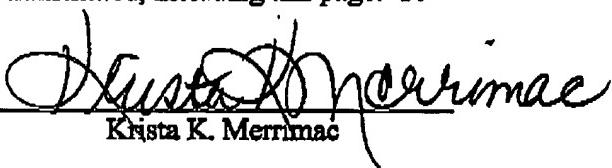
I hereby certify that the following documents in re Application of ALBERT LEUNG et al., Application No. 10/650,360, filed August 27, 2003 for OPTIMIZING STORAGE CAPACITY UTILIZATION BASED UPON DATA STORAGE COSTS are being facsimile transmitted to the Patent and Trademark Office on the date shown below.

Documents Attached

1. SB/21 Transmittal Form (1 page)
2. Response to Election/Restriction (14 pages)

Number of pages being transmitted, including this page: 16

Dated: April 24, 2006


Krista K. Merrimac

PLEASE CONFIRM RECEIPT OF THIS PAPER BY RETURN FACSIMILE AT (650) 326-2422

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TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>		Application Number	10/650,360	
		Filing Date	August 27, 2003	RECEIVED
		First Named Inventor	Leung, Albert	CENTRAL FAX CENTER
		Art Unit	2189	
		Examiner Name	Behzad James Peikari	
Total Number of Pages in This Submission	16	Attorney Docket Number	021154-000810US	

ENCLOSURES <i>(Check all that apply)</i>			
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Facsimile Transmittal	
<input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address		
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer		
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund		
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD		
<input type="checkbox"/> Certified Copy of Priority Document(s)	Remarks <input type="checkbox"/> The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430.		
<input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53			

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Townsend and Townsend and Crew LLP		
Signature	<i>S. B. Kotwal</i>		
Printed name	Sujit B. Kotwal		
Date	April 24, 2006	Reg. No.	43,338

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office, Fax No. 1-571-273-8300 on April 24, 2006.

Signature	<i>Krista K. Merrimac</i>		
Typed or printed name	Krista K. Merrimac	Date	April 24, 2006

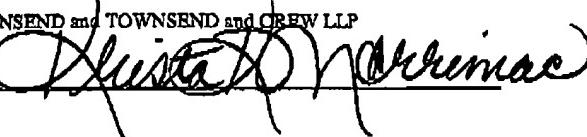
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PATENT
Attorney Docket No.: 021154-000810US

On April 24, 2006

TOWNSEND and TOWNSEND and CREW LLP

By 

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

ALBERT LEUNG et al.

Application No.: 10/650,360

Filed: August 27, 2003

For: OPTIMIZING STORAGE
CAPACITY UTILIZATION BASED
UPON DATA STORAGE COSTS

Customer No.: 20350

Confirmation No. 6707

Examiner: Behzad James Peikari

Technology Center/Art Unit: 2189

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RESPONSE TO
ELECTION/RESTRICTION

APR 24 2006

Mail Stop: Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Election/Restriction mailed March 22, 2006, Applicant elects the claims of Group I (claims 1-8, 18-25, 35-42, and 52) for prosecution in the subject application.

A listing of claims begins on page 1 of this paper.

Remarks/Arguments begin on page 14 of this paper.

Amendments to the Claims:

This listing of claims will replace all prior versions, and listings of claims in the application: